IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO. 1942 OF 2006

Anilkumar H. Mehta. .. Petitioner.

vs.

The Cricket Club of India
& Ors. .. Respondents.

Mr. J.P. Sen i/by C.R. Naidu & Co. for
the petitioner.
Mr. Darius Khambatta, Sr. Counsel, Mr. Birendra
Saraf, Mr. Mohan Salian, Mr. B. Das
i/by Gagrats for Respondents.

..

Coram: J.N. PATEL &,
A.A. SAYED, JJ.
Date: 23RD APRIL, 2007.

P.C.

. The learned counsel for the petitioner was specifically informed by this Court that one of the Judges of this Bench (Patel, J.) is an ordinary member of the respondent Club and whether he has any objection for the matter being taken up by this Bench. The

learned counsel for the petitioner submits that he has no objection and, therefore, the matter was taken up for admission.

2. Heard.

3. The subject matter of the petition relates to cessation of membership and for that purpose the petitioner has an alternative remedy of approaching the civil court in the matter. Furthermore, there are disputed questions of facts which cannot be adjudicated in writ jurisdiction.

4. The petition is dismissed with liberty to seek alternative remedy. No order as to costs.

(J.N. Patel, J.)

(A.A. Sayed, J.)